THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

W.P.No.25456 of 2005

Date:21.12.2005

P.Sumalatha.

--------PETITIONER

V.R.S.& Y.R.N.College and others.

---------RESPONDENTS

ORDER:

The petitioner is studying M.C.A.Course in the 1st respondent-College. She was not permitted to appear in the III-Semester Examinations, on the ground that she does not have the requisite percentage of attendance. In the affidavit filed in support of the petition, it is stated that the petitioner was denied the attendance, on account of the fact that she made a complaint against some students, who have resorted to ragging.

On behalf of respondents 1 and 2, a counter affidavit is filed denying the allegations of the petitioner. It is stated that the petitioner did not attend even a single class in the III-Semester and in that view of the matter, the question of permitting her to appear in the examinations does not arise. The learned Standing Counsel for the 3rd respondent-University has made available, the particulars of attendance furnished to the University by the 1st respondent-College.

Heard the learned counsel for the petitioner, the learned Standing Counsel for the University, and the learned counsel for respondents 1 and 2.

According to the Rules prescribed by the 3rd respondent-University, it is only such of the candidates, who have put in 75% of attendance in the Course, that are entitled to take the University examinations. It is rather startling that the attendance particulars furnished by the 1st respondent-College to the University disclose that the petitioner did not attend even a single class in the entire Semester. The particulars were certified by the Head of the Department. The attendance is to be marked by various Lecturers, who take the classes. The petitioner is not able to place any material before this Court to disbelieve the attendance particulars furnished by the College as well as the University. Once it had emerged that the petitioner does not have any attendance, much less the requisite percentage of attendance, the question of permitting her to appear in the examinations does not arise.

Hence, the Writ Petition is dismissed. There shall be no order as to costs.

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21.12.2005

Jsu